UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION

JIMMY EDWARDS, ROBERT HUNT, DOLORES HUNT, CLIFFORD MCKELLAR,

Case No. 7:18-cv-169-BO

JR., EMMA MCKELLAR, on behalf of themselves and all others similarly situated,

JUDGE BOYLE

Plaintiffs,

ν.

Consolidated with Cases No. 7:18-cv-177-BO

and No. 7:18-cv-178-BO

CSX TRANSPORTATION, INC.,

Defendant.

ANTOINETTE MOORE, individually and on behalf of all others similarly situated,

Case No. 7:18-cv-177-BO

Plaintiff,

ν.

CSX TRANSPORTATION, INC.,

Defendant.

WEST LUMBERTON BAPTIST CHURCH, CURRIE CHAIN SAW, INC., C.J.M. VENTURES, INC., WILLIAM LOCKLEAR d/b/a STRICKLAND'S BARBERSHOP, TBL ENVIRONMENTAL LABORATORY, INC., SAMMY'S AUTO SALES, INC., LINDA SAMPSON, and ERIC CHAVIS, individually and on behalf all others similarly situated,

Case No. 7:18-cv-178-BO

Plaintiffs,

 ν .

CSX TRANSPORTATION, INC.,

Defendant.

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

COME Now Plaintiffs Antoinette Moore and Linda Sampson and Defendant CSX Transportation, Inc. and pursuant to Rule 41(a)(1)(A)(ii) hereby stipulate to the dismissal without Case 7:18-cv-00169-BO Document 113 Filed 09/08/22 Page 1 of 3

prejudice of Plaintiff Moore's and Sampson's claims in this litigation. Each party to bear their own costs.

Date: September 8, 2022

/s/ Theodore J. Leopold Theodore J. Leopold

Leslie Mitchell Kroeger

COHEN MILSTEIN SELLERS & TOLL PLLC

11780 U.S. Highway One, Suite N500 Palm Beach Gardens, FL 33408 (561) 515-1400 Telephone (561) 515-1401 Facsimile tleopold@cohenmilstein.com lkroeger@cohenmilstein.com

Jay Chaudhuri

N.C. Bar No. 27747

COHEN MILSTEIN SELLERS & TOLL PLLC

407 N. Person Street Raleigh, NC 27601 (919) 890-0560 Telephone (919) 890-0567 Facsimile jchaudhuri@cohenmilstein.com

Counsel for West Lumberton Baptist Church, Currie Chain Saw, Inc., C.J.M. Ventures, Inc., William Locklear d/b/a Strickland's Barbershop, TBL Environmental Laboratory, Inc., Sammy's Auto Sales, Inc., Linda Sampson and Eric Chavis

/s/ Matthew E. Lee

Matthew E. Lee

N.C. Bar No. 35405

Mark R. Sigmon

N.C. Bar No. 37762

Jeremy R. Williams

N.C. Bar No. 48162

MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, LLP

900 West Morgan Street

Raleigh, NC 27603

/s/ Henry L. Kitchin, Jr.

Henry L. Kitchin, Jr.

N.C. Bar No. 23226

MCGUIRE WOODS LLP

Post Office Box 599 Wilmington, NC 28402 (910) 254-3800 Telephone hkitchin@mcguirewoods.com

/s/ Scott L. Winkelman

April N. Ross

N.C. Bar No. 35478

Scott L. Winkelman

CROWELL & MORING LLP

1001 Pennsylvania Avenue NW Washington, DC 20004

(202) 624-2500 Telephone

aross@crowell.com

swinkelman@crowell.com

Counsel for CSX Transportation, Inc.

(919) 600-5000 Telephone mlee@milberg.com msigmon@milberg.com jwilliams@milberg.com

Gregory F. Coleman William A. Ladnier MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC

800 S. Gay Street, Suite 1100 Knoxville, TN 37929 (865) 247-0080 Telephone gcoleman@milberg.com wladnier@milberg.com

William F. Cash III LEVIN, PAPANTONIO, RAFFERTY, PROCTOR, **BUCHANAN, O'BRIEN, BARR &** MOUGEY, P.A.

316 South Baylen Street, Suite 600 Pensacola, FL 32502 (850) 435-7059 Telephone bcash@levinlaw.com

Counsel for Jimmy Edwards, Antoinette Moore, Robert Hunt, Dolores Hunt, Clifford McKellar, Jr. and Emma McKellar